MINUTES

OF THE

NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: January 15, 2009

TIME: 1:30 pm

PLACE: Hampton Inn

Raleigh, North Carolina

SUBMITTED BY: Terry Wright

Director

MEMBERS PRESENT: MEMBERS ABSENT:

Brad Smith Courtney Brown

Doc Hoggard Johnny Phillips Richard Lee

STAFF PRESENT:

Director Terry Wright Board Secretary Nan Williams

Deputy Director Anthony Bonapart Training Officer Tim Pressley

Field Services Supervisor Larry Liggins

Attorney Charles McDarris

VISITORS:

Ed Pait Lonnie Manley
Greg McKee Rich Hughes
Hale Morlock Andrew Cole
Donald Barrett Edward Lee Jones
Lee A. Wiggins Luis Perez

Mike Morton Charles Edwards

Rodney Parker Shirley Raines
Chris Shelton James R. West

Daniel L. McLeod William R. Whittaker

Beth Mahadorn Rockie Goeller

Ronald Eugene Nathan Sessler

Ken Stewart Gina Wagner
Frank Hardee Kurt Sikes
Noel Byfield Brad Smith
Joe Balzano Susan Yost
Dale Sapp Dianne Resetco
Sherry Couey Julie Suggs

Steven Tichenor

CALL TO ORDER

Mel Lohr

1:30 pm. The January 15, 2009 meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chairman Smith.

Edith Martinez

In accordance with the State Ethics Law, Attorney Charles McDarris read the following information. "It is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matters coming to this Board today, please identify the conflict or appearance of conflict and refrain from any deliberation and vote in that particular matter."

Mr. Smith introduced Mr. Richard Lee as a new public Board member.

MR. PHILLIPS MADE A MOTION TO APPROVE THE MINUTES OF THE NOVEMBER 20, 2008 BOARD MEETING AND THE MINUTES FROM THE NOVEMBER 19, 2008 74D LEGISLATIVE REWRITE COMMITTEE MEETING. SECONDED BY MR. HOGGARD. MOTION CARRIED.

Mr. Smith reported the results of the Screening Committee. See attached Screening Committee Report.

MR. PHILLIPS MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. HOGGARD. MOTION CARRIED.

MR. HOGGARD MADE A MOTION TO APPROVE THE REGISTRATION REPORT AS PRESENTED. SECONDED BY MR. LEE. MOTION CARRIED.

Mr. McDarris reported on the grading chart system in regard to criminal records and how to grade them

as felonies and misdemeanors. Levels of misdemeanors will be posted on the web site in the near future. Hopefully, this will help streamline the system with the registration staff and the industry. It will bring consistency and speed up the process.

MR. HOGGARD MADE A MOTION TO ADOPT THE GRADING CHART POLICY FOR REGISTRATION AS PRESENTED. SECONDED BY MR. LEE. MOTION CARRIED.

Mr. Hoggard reported that he and Mr. Smith and Mr. Phillips met as the Grievance Committee during the morning session on January 14, 2009. The following individuals were present: Mr. Bill Poole, Mr. Adam Christian, Mr. Frank Chaput, Mr. Nathan Wilcox, Mr. Tom West, Mr. Jason Linquist, Mr. Jerry Harmon, Mr. Robert Braun, and Ms. Nancy Staudinger.

MR. HOGGARD MADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. IT WAS NOTED THAT MR SMITH RECUSED HIMSELF FROM HEARING CASE NUMBERS 2007-ASL-028 AND 2008-ASL-046. SECONDED BY MR. PHILLIPS. MOTION CARRIED.

Mr. Hoggard reported that he and Mr. Phillips met as the Grievance Committee during the afternoon session on January 14, 2009. The following individuals were present: Mr. Brian Prow, Mr. Thomas M. Caune, Ms. Francis Byers, Mr. Brian E. Smith, Mr. Jayson Walter and Mr. Rutilio Hernandez.

MR. HOGGARD MADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. IT WAS NOTED THAT MR. PHILLIPS RECUSED HIMSELF FROM HEARING CASENUMBER 2008-ASL-042. SECONDED BY MR. SMITH. MOTION CARRIED.

SPECIAL REPORTS AND PRESENTATIONS

Mr. Smith presented the Continuing Education Sub-committee report.

- 1. HAI Surveillance The committee recommends approval of 1 CEU for this course.
- 2. Automation Simplified The committee recommends denial of this course because the course goes beyond the scope of NCGS 74D and the main focus is on home automation systems which are not regulated by the Board.
- 3. HAI Installation Training The committee recommends denial of this course because the course goes beyond the scope of NCGS 74D and the main focus is on home automation systems which are not regulated by the Board.
- 4. HAI Application Programming The committee recommends denial of this course because the course goes beyond the scope of NCGS 74D and the main focus is on home automation systems which are not regulated by the Board.
- 5. The Convergence of IP & Analog Cameras in an Emerging DVR Environment The committee

recommends approval of 2 CEU's for this course.

6. Applying Video Technologies to Your Business Strategy - The committee recommends approval of 2 CEU's for this course.

MR. HOGGARD MADE A MOTION TO APPROVE THESE COURSES AS PRESENTED. SECONDED BY MR. LEE. MOTION CARRIED.

BREAK: 2:10 pm

RECONVENED: 2:25 pm

UNFINISHED BUSINESS:

None.

OLD BUSINESS:

None.

NEW BUSINESS:

The Board reviewed a letter from Mr. Kevin Berryman who was requesting an exemption pursuant to the new Electrical Contracting License Requirement Rule, 12 NCAC 11 .0210. Based on the information contained in the letter, Board members had additional questions of Mr. Berryman. Therefore, the Board made the following motion:

MR. PHILLIPS MADE A MOTION TO REQUEST MR. BERRYMAN APPEAR BEFORE THE MARCH, 2009 BOARD MEETING TO EXPLAIN HOW HE IS OPERATING HIS BUSINESS. SECONDED BY MR. HOGGARD. MOTION CARRIED.

The Board reviewed a letter from Mr. Larry McClellan who was requesting an exemption pursuant to the new Electrical Contracting License Requirement Rule, 12 NCAC 11 .0210. Mr. McClellan has written several letters stating his position and what his company does. Mr. McClellan only does monitoring and no other services.

MR. PHILLIPS MADE A MOTION TO APPROVE MR. MCCLELLAN'S REQUEST TO BE EXEMPT FROM HOLDING ANCELECTRICAL CONTRACTOR'S LICENSE PURSUANT TO 12 NCAC 11 .0210. SECONDED BY MR. HOGGARD. MOTION CARRIED.

DIRECTOR'S REPORT

Mr. Wright presented the written report and advised that as of December 1, 2008, the combined budget balance was \$217,007.19. The Alarm Recovery Fund balance was \$32,382.89. As of January 12, 2009,

the Board has 867 licensees and 5514 registrants.

Mr. Wright stated that the budget is decreasing each month and that the number of licensing and registration applications received are decreasing significantly. Mr. Wright stated he will be meeting with Financial Services on Friday to discuss the budget in greater detail.

MR. PHILLIPS MADE A MOTION TO APPROVE THE DIRECTOR'S REPORT AS PRESENTED. SECONDED BY MR. LEE. MOTION CARRIED.

ATTORNEY'S REPORT

Mr. McDarris reported the following agreements:

1. Randy Warden - Consent Agreement for \$2,856.00 has been issued.

Mr. McDarris stated that there is one pending matter in Office of Administrative Hearings in regard to Kevin Corpening. He anticipates it will be presented for Final Agency Decision at the next meeting. Mr. McDarris reported that 12 NCAC 11 .0206 which is the proposed Employment Security Commission rule has been filed. This is in regard to having electronic access to their ESC reports.

Mr. McDarris stated that there is an Ethics Refresher Course which is being offered and that the Board members are required to take this course.

MR. PHILLIPS MADE A MOTION TO ACCEPT THE ATTORNEY'S REPORT AS PRESENTED. SECONDED BY MR. LEE. MOTION CARRIED.

GOOD OF THE ORDER

MR. HOGGARD MADE A MOTION TO ADJOURN. SECONDED BY MR. PHILLIPS. MOTION CARRIED.

Meeting Adjourned:	2:50 pm		
		Terry Wright Director	
		Nan Williams Reporter	